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Attorneys for Plaintiffs
MICHAEL ROBEY, MOE ASGHARNIA and
JAMES COMB Individually and On Behalf
of a Class of Similarly Situated Individuals

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA,
SAN FRANCISCO DIVISION**

MICHAEL ROBEY, MOE ASGHARNIA and
JAMES COMB Individually and On Behalf of a
Class of Similarly Situated Individuals,

Plaintiffs,

vs.

TOYOTA MOTOR SALES, U.S.A., INC. and
TOYOTA MOTOR CORPORATION,

Defendants.

Case No. 3:16-cv-07212-EMC

[Assigned to Hon. Edward M. Chen]

CLASS ACTION

**JOINT STIPULATION AND [PROPOSED]
ORDER CONCERNING TIME TO FILE
RESPONSE TO AMENDED COMPLAINT**

Complaint Filed: December 16, 2016
Complaint Served: January 6, 2017
1st Amended Complaint Filed: April 7, 2017

1 Plaintiff MICHAEL ROBEY, MOE ASGHARNIA and JAMES COMB Individually and On
2 Behalf of a Class of Similarly Situated Individuals (“Plaintiffs”), and Defendant TOYOTA
3 MOTOR SALES, U.S.A., INC. (“Defendant”) (collectively the “Parties”), by and through their
4 respective counsel, hereby stipulate as follows:

5 **WHEREAS**, Plaintiffs filed this putative class action complaint against Defendant in the
6 Northern District of California, San Francisco Division, on December 16, 2016 (the “Complaint”);

7 **WHEREAS**, Plaintiffs served the Complaint on Defendant on January 5, 2017;

8 **WHEREAS**, Defendant filed a Motion to Dismiss the Complaint on February 24, 2017;

9 **WHEREAS**, Plaintiffs filed an Amended Complaint on April 7, 2017, containing
10 significant amendments;

11 **WHEREAS**, Defendant’s response to Plaintiffs’ Amended Complaint is currently due on
12 May 12, 2017;

13 **WHEREAS**, the Parties are engaged in discussions to determine whether it is feasible to
14 resolve this matter without the need for further litigation;

15 **WHEREAS**, the Parties agree that a brief two-week continuance of the deadline for
16 Defendant to respond to Plaintiffs’ Amended Complaint will facilitate the Parties’ settlement
17 discussions, and result in a more efficient expenditure of judicial resources;

18 **WHEREAS**, the Parties request that Defendant’s deadline to respond to Plaintiffs’
19 Amended Complaint, currently set for May 12, 2017, be continued to May 26, 2017;

20 **WHEREAS**, the Parties have previously requested one extension of time for Defendant to
21 file a response to Plaintiffs’ Amended Complaint;

22 **WHEREAS**, counsel for Defendant, as the filer of this document, attests that concurrence in
23 the filing of the document has been obtained from each of the other signatories;

24 **IT IS THEREFORE STIPULATED BETWEEN THE PARTIES THAT**, subject to the
25 Court’s approval:

26 1. Defendant’s response to Plaintiffs’ Amended Complaint shall be continued from
27 May 12, 2017, until May 26, 2017.

1 Dated: May 9, 2017

DYKEMA GOSSETT LLP

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3 By: /s/ Tamara A. Bush.
4 John M. Thomas
5 Tamara A. Bush
6 Attorneys for Defendant
7 TOYOTA MOTOR SALES, U.S.A., INC.

8
9 Dated: May 9, 2017

GLANCY PRONGAY & MURRAY LLP

10 By: /s/ Mark S. Greenstone.
11 Lionel Z. Glancy
12 Mark S. Greenstone
13 Attorneys for Plaintiffs
14 MICHAEL ROBEY, MOE ASGHARNIA
15 and JAMES COMB Individually and On
16 Behalf of a Class of Similarly Situated
17 Individuals

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General Order 45, Section X Certification

The filing attorney hereby certifies that concurrence in the filing of the document has been
obtained from each signatory, in accordance with N.D. Cal. Gen. Order 45, Section X(B).

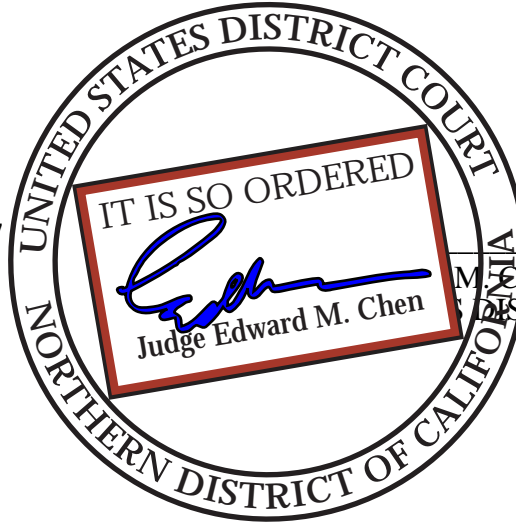
[PROPOSED] ORDER

Having reviewed the Parties' Joint Stipulation and [Proposed] Order Concerning Time to File Response to Amended Complaint, and for good cause appearing, **IT IS HEREBY ORDERED THAT:**

1. Defendant's response to Plaintiffs' Amended Complaint shall be continued from May 12, 2017, until May 26, 2017.

IT IS SO ORDERED.

DATED: May 10, 2017



M. CHEN
DISTRICT JUDGE